

AUG 13 2002



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Assistant Commissioner for Patents
Washington, D.C. 20231

On July 22, 2002

TOWNSEND and TOWNSEND and CREW LLP

By: Patricia Anders

PATENT
Attorney Docket No.: 015280-356100US
Client Ref. No.: E-201-98/2

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

IRA H. PASTAN, et al.

Application No.: 09/673,707

Filed: January 11, 2001

For: RECOMBINANT IMMUNOTOXIN
DIRECTED AGAINST THE HIV-1
GP120 ENVELOPE GLYCOPROTEIN

Examiner: Zeman, Robert

Art Unit: 1645

**RESPONSE TO RESTRICTION
REQUIREMENT AND
PRELIMINARY AMENDMENT**

Assistant Commissioner for Patents
Washington, D.C. 20231

Sir:

Applicants respond herein to the Restriction Requirement mailed March 20, 2002 ("Action"). A petition for an extension of time and the appropriate fees accompany this response.

Applicants elect the claims of Group I, claims 1-11, 25-32, and 52-56, drawn to immunotoxins and compositions (and kits), with traverse. As shown below, the Action misunderstands and misapplies the unity of invention provisions of the PCT, as applied through the provisions of 37 C.F.R. § 1.475. Applicants also make the following preliminary amendment.